

**ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]**

**Adopted and Filed**

Pursuant to the authority of Iowa Code section 68B.32A, the Iowa Ethics and Campaign Disclosure Board hereby amends Chapter 6, “Executive Branch Ethics,” Iowa Administrative Code.

Iowa Code chapter 68B contains limitations on certain activities by “officials” and “employees” of the executive branch. The amendment reflects that an individual serving in an “interim” or “acting” position in the executive branch of state government is subject to those limitations.

Notice of Intended Action was published in the Iowa Administrative Bulletin on December 3, 2008, as **ARC 7378B**. No oral or written comments on the amendment were received. The amendment is identical to that published under Notice.

The Board adopted this amendment on February 25, 2009.

This amendment is intended to implement Iowa Code section 68B.2.

This amendment will become effective on April 29, 2009.

The following amendment is adopted.

Amend rule **351—6.2(68B)**, definitions of “Employee” and “Official,” as follows:

“*Employee*” means an individual who is a paid employee of any agency of state government. “Employee” includes an individual employed in an interim or acting capacity. “Employee” does not include an official or an independent contractor.

“*Official*” means a statewide elected official, an executive or administrative head or heads of a state agency, a deputy executive or administrative head or heads of a state agency, a member of a board or commission as defined under Iowa Code section 7E.4, or a head of a major subunit of a state agency whose position involves a substantial exercise of administrative discretion or the expenditure of public funds. “Official” includes an individual serving in an interim or acting capacity.

[Filed 3/3/09, effective 4/29/09]

[Published 3/25/09]

EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 3/25/09.